

C.A. 05-877 55F



Re: Roland C. Anderson v. b. General notes  
Consolidated C.A. 85-877-JJR / Rule 60

Dear Judge FARNAM -

C. M Request ~~the~~ This case so discovery can proceed accordingly.  
your Honor I file for a default for the reason stated  
above, but was never answered by you. granting or denying. (motion).  
Also, then your Honor I am requesting an attorney.

~~see. TABRON v. CROSS, 6 F.3d 147, 153 (3d Cir. 1993).~~ In Tabron, The United States Court of Appeals for the Third Circuit developed A List of criteria to Aid District Courts In Weighing the Appointment of Counsel for Indigent civil Litigants, → see more TABRON 6 F.3d 147, 153. attack.

indigent civil litigants. As a threshold matter, a district court must assess whether the claimant's case has some arguable merit in fact and law. Tabron, 6 F.3d at 155. If a claimant overcomes this initial hurdle, a court should then consider the following non-exhaustive list of factors:

1. the plaintiff's ability to present his or her own case;
2. the difficulty of the particular legal issues;
3. the degree to which factual investigation will be necessary and the ability of the plaintiff to pursue investigation;
4. the plaintiff's capacity to retain counsel on his or her own behalf;
5. the extent to which a case is likely to turn on credibility determinations, and;
6. whether the case will require testimony from expert witnesses.

Tabron, 6 F.3d at 155-57.

When considering the appointment of counsel, courts must keep in mind the "significant practical restraints on the district courts' ability to appoint counsel ...; the lack of funding to pay appointed counsel; and the limited supply of competent lawyers who are willing to undertake such representation without compensation." Montgomery v. Pinchak, 294 F.3d 492, 505 (3d Cir. 2002) (quoting Tabron, 6 F.3d at 156) (internal quotation marks and citations omitted).

Finally, the Court notes that it may appoint counsel under Section 1915(e)(1) at any point in the litigation and may do so sua sponte (that is, of its own will or voluntarily).

Montgomery, 294 F.3d at 504.

Ronald C. Anderson Request. - Judgment and fees  
and Agent com. and for reasonable attorney fees and court cost  
incurred in connection with the complaint of this litigation  
for any other relief the Court deems just and  
proper. (com is in violation of service without proper  
after being served. Civil R-12 (A)(1)(A). (motion for R, 55). Also  
my motion to respond on 2-22-07. (letter)

Thank you

Ronald C. Anderson  
113 Lloyd St.  
W.D. Del. 19804

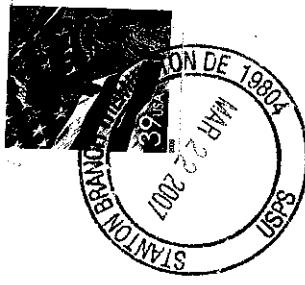
Cc:if. serves to:

The Honorable Joseph J. FARNANOR,  
UNIT STATES DISTRICT COURT  
DISTRICT OF DELAWARE  
844 N. King Street  
W.D. Del. 19801

MARGARET F. ENGLAND  
300 Polkwood Avenue, Suite 1210  
W.D. Del. 19801

Ronald C. Anderson  
113 Court St.  
P.O. 19801  
W.H.

Office of the Clerk  
United States District Court  
844 N. King Street  
W.H. Dist. 19801-3370



U.S.M.S.  
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